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RCE/X

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL FORM (37 C.F.R. § 1.114)**

DOCKET NO. 1662/62005	APPLICATION SERIAL NO. 10/799,376	EXAMINER Patricia L. Morris	ART UNIT 1625
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INVENTOR: FINKELSTEIN, et al.

Address to:
Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: February 11, 2008

Signature: Neil Benner

SIR:

This is a **Request for Continued Examination** under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. 10/799,376, filed on **March 12, 2004**, entitled **CRYSTALLINE AND AMORPHOUS SOLIDS OF PANTOPRAZOLE AND PROCESSES FOR THEIR PREPARATION**

The following constitute the submission **required** by 37 C.F.R. § 1.114(a) and is attached:

- ☒ Amendment
☒ Information Disclosure Statement and Form PTO-1449
☐ Drawing Changes
☐ Other Submission

1. The filing fee for this RCE and the required amendment is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

	CLAIMS REMAINING AFTER AMENDMENT	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA*	RATE (\$) PER CLAIM	FEE (\$)
BASIC FEE						810.00
TOTAL CLAIMS	74	20	74	0	50.00	0.00
INDEPENDENT CLAIMS	3	3	3	0	210.00	0.00
MULTIPLE DEPENDENT CLAIM					370.00	0.00
				*Number extra must be zero or larger	TOTAL	810.00
	If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.					SMALL ENTITY
						TOTAL

02/14/2008 ATRINH 00000020 110600 10799376

01 FC:1801 810.00 DA
02 FC:1253 1051.00 DA

2. It is believed that no additional filing fees are due in connection with this RCE. The Commissioner is authorized to charge payment of **\$810.00**, the basic filing fee for this RCE, to Deposit Account No. **11-0600**.
3. Applicants respectfully request a **three-month** extension of time in which to respond to the Final Office Action dated August 10, 2007, for which a response period expiring on February 10, 2008, was set. The extended period expires a Sunday. This response is considered timely filed on Monday, February 11, 2008, the first weekday after February 10, 2008. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. §1.136(a) extension fee of **\$1,050.00** to the deposit account of **Kenyon & Kenyon LLP**, deposit account number **11-0600**.
4. The Commissioner is hereby authorized to charge payment of the fees, including any additional fees required, associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon LLP**, deposit account number **11-0600**.
5. A duplicate copy of this transmittal form is enclosed.

Dated: February 11, 2008

By: Respectfully submitted,


Gina R. Gencarelli (Reg. No. 59,729)

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